

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

<b>TruePosition, Inc.,</b>	)	
	)	
<b>Plaintiff/</b>	)	
<b>Counterclaim-Defendant,</b>	)	
	)	<b>Civil Action No. 05-747-SLR</b>
<b>v.</b>	)	
	)	
<b>Andrew Corporation,</b>	)	<b>REDACTED VERSION DI 159</b>
	)	
<b>Defendant/</b>	)	
<b>Counterclaim-Plaintiff.</b>	)	
_____	)	

**APPENDIX B  
TO  
BRIEF IN OPPOSITION TO ANDREW'S MOTION FOR SUMMARY  
JUDGMENT OF INVALIDITY OF CLAIM 22 OF THE '144 PATENT FOR  
INDEFINITENESS  
PART 3  
B382-B413**

CONNOLLY BOVE LODGE & HUTZ LLP  
Francis DiGiovanni (# 3189)  
James D. Heisman (# 2746)  
1007 N. Orange Street  
P.O. Box 2207  
Wilmington, DE 19899  
Telephone: (302) 658-9141  
Facsimile: (302) 252-4208

WOODCOCK WASHBURN LLP  
Paul B. Milcetic, Esq. (pro hac vice)  
Dale M. Heist, Esq. (pro hac vice)  
David L. Marcus, Esq. (pro hac vice)  
Kathleen A. Milsark, Esq. (pro hac vice)  
Daniel J. Goettle, Esq. (pro hac vice)  
Cira Center, 12<sup>th</sup> Floor, 2929 Arch Street  
Philadelphia, PA 19103  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439

**\*\* FILED UNDER SEAL \*\***

**APPENDIX B**

**TO**

**BRIEF IN OPPOSITION TO  
ANDREW'S MOTION FOR SUMMARY  
JUDGMENT OF INVALIDITY OF  
CLAIM 22 OF THE '144 PATENT FOR  
INDEFINITENESS**

**PART 3**

**B382-B413**

**\*\* FILED UNDER SEAL \*\***

**From:** Shira Kapplin [SKapplin@kirkland.com]  
**Sent:** Wednesday, January 03, 2007 5:33 PM  
**To:** Goettle, Daniel J. (Woodcock Washburn)  
**Cc:** mparks@kirkland.com; Rachel Pernic Waldron  
**Subject:** RE: TruePosition v. Andrew: LCS client database schema and fiels of the schema

**REDACTED**

---

Shira J. Kapplin  
Kirkland & Ellis LLP  
312.861.3170  
312.846.9194 (facsimile)  
200 East Randolph Drive  
Chicago, IL 60601-6636

**B382**

**REDACTED**

**REDACTED**

**REDACTED**

**REDACTED**

**REDACTED**

**REDACTED**

CONFIDENTIAL

Page 1

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

-----X  
TRUEPOSITION, INC., )  
Plaintiff, )  
v. ) Civil Action  
ANDREW CORPORATION, ) No. 05-747  
Defendant. )  
-----X

CONFIDENTIAL

Videotaped Deposition of IRIS INBAR

Reston, Virginia

Tuesday, November 21, 2006

9:11 a.m.

Job No.: 22-91054

Pages 1 - 46

Reported By: Joan V. Cain

Virginia CCR No. 0315117

**B389**

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 www.Legalink.com

a62dc4eb-ff8c-45d8-a082-d71000000000

CONFIDENTIAL

REDACTED

2 (Pages 2 to 5)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

a62dc4eb-ff9c-45d9-a082-b1b05b637248

**B390**

CONFIDENTIAL

REDACTED

3 (Pages 6 to 9)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

a62dc4eb-ff9c-45d9-a082-b1b05b637246

**B391**

CONFIDENTIAL

REDACTED

6 (Pages 18 to 21)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

a62dc4eb-ff9c-45d8-a082-b1b05b637248

**B392**

CONFIDENTIAL

REDACTED

7 (Pages 22 to 25)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

a62dc4eb-ff8c-45d9-a082-b1b05b637248

**B393**

CONFIDENTIAL

**REDACTED**

8 (Pages 26 to 29)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

a62dc4eb-ff8c-45d9-a082-b1b05b637248

**B394**

CONFIDENTIAL

REDACTED

9 (Pages 30 to 33)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

a62dc4eb-f9c-45d9-a082-b1b05b637248

**B395**

CONFIDENTIAL

REDACTED

10 (Pages 34 to 37)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

a62dc4eb-ff9c-45d9-a002-b1b05b637240

B396

CONFIDENTIAL

REDACTED

11 (Pages 38 to 41)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

a62dc4eb-ff9c-45d9-a082-b1b05b637248

**B397**

RANDY WYNN

Page 1

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

TRUEPOSITION, INC.,                    )  
Plaintiff,                                )  
  )  
v.   ) CIVIL ACTION NO. 05-747  
  )  
ANDREW CORPORATION,                    )  
Defendant.                                )

\*\*\*\*\*

ORAL AND VIDEOTAPED DEPOSITION OF

RANDY B. WYNN

OCTOBER 10, 2006

\*\*\*\*\*

ORAL AND VIDEOTAPED DEPOSITION OF RANDY B. WYNN,  
produced as a witness at the instance of the PLAINTIFF,  
and duly sworn, was taken in the above-styled and  
numbered cause on the 10th day of October, 2006, from  
9:25 a.m. to 3:43 p.m., before Julie C. Brandt, RMR,  
CRR, and CSR in and for the State of Texas, reported by  
machine shorthand, at the Hyatt Regency DFW,  
International Parkway, Dallas, Texas, pursuant to the  
Federal Rules of Civil Procedure and the provisions  
stated on the record or attached hereto.

B398

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376                   www.Legalink.com

525f76f4-c10a-4f1e-9d6d-df12a5a8db0f

Page 4

FOR THE PLAINTIFF:

FOR THE DEFENDANT:

**VIDEOGRAPHER:**

Page 3

## INDEX

PAGE

Appearances 2 and 3 pages 2

Proceedings 6

RANDY R. WYNN

Examination by MR. MARCUS 6

## EXHIBITS

NO.	DESCRIPTION	PAGE
132	E-mail to Mohamed Elisei from Jim McDaniel June 22, 2006, FW: Novascan contract.....	67
135	E-mail from Jim McDaniel FW: Novascan contract.....	70
134	Geometric Location Measurement Unit Version 3 - Installation and Maintenance Manual.....	74
135	E-mail from Jim McDaniel, June 22, 2006 FW: Novascan Contract.....	77
136	E-mail from Deborah Akbar, March 5, 2006 STC: Formal FBIED Approval.....	89
137	Geometric Network Management User Guide.....	96
138	E-mail from Jim McDaniel June 22, 2006 FW: Novascan Contract.....	99
139	E-mail from Randy Wynn, Feb. 7, 2006 FW: Monthly report to STC.....	102
140	E-mail from Andrew Brock, Dec. 19, 2005 FW: MTLR re-visited.....	114
141	E-mail from Ahn J, Nov. 50, 2005 Subject: TP Installation.....	117
142	E-mail from Jim McDaniel, April 26, 2006 FW: Letter.....	139

## EXHIBITS (CONTINUED)

2	NO. DESCRIPTION	PAGE
3	143 E-mail from Mohamed Bisan, May 16, 2006	
4	Subject: Andrew Phase 2.....	142
5	144 E-mail from ILM McDaniel, June 14, 2006	
6	Subject: FW: STC Phase 3 - LOI.....	145
7	145 E-mail from Mohamed Bisan, August 9, 2006	
8	Subject: RE: Contract expansion.....	146
9	146 E-mail from Fahd Sirwah, July 16, 2006	
10	Subject: FW: LBS Phase2_Site Configuration.xls.....	149
11	147 E-mail from Jennifer Davis, Aug. 8, 2006	
12	Subject: FW: Riyadh Shipment update.....	151
13	148 E-mail from Alan Li, March 4, 2006	
14	Subject: Photos of Geomatrix GSC Installation in BTC's Molauze switch.....	156
15	149 E-mail from Alan Li, March 5, 2006	
16	Subject: LMU Installation.....	157
17	150 E-mail from ILM McDaniel, Feb. 20, 2006	
18	Subject: Updated: Bisan/Seppel support issues.....	159
19	151 E-mail from Ramin Shirazi, May 21, 2006	
20	Subject: FW: UTDOA Integration testing.....	167
21	152 E-mail from Ramin Shirazi, May 25, 2006	
22	Subject: UTDOA Acceptance test report.....	172
23	153 E-mail from Jennifer Davis, June 8, 2006	
24	Subject: STC shipment update.....	173
25	154 E-mail from Mazin Peghri, Aug. 31, 2006	
26	Subject: RE: STC DTF accuracy T testing Results.....	175
27	155 E-mail from Randy Wyatt, Aug. 9, 2006	
28	Subject: Re: Salzman Meeting.....	181
29	156 E-mail from Iris Inbar, April 26, 2006	
30	Subject: STC status meeting - meeting minutes 4/26/06.....	185

PREVIOUSLY-MARKED EXHIBITS

2	DESCRIPTION	PAGE
3	Exhibit No. 27.....	89
4	Exhibit No. 48.....	120
5	Exhibit No. 79.....	14
6	Exhibit No. 81.....	126
7	Exhibit No. 82.....	133
8	Exhibit No. 84.....	64
9	Exhibit No. 100.....	125
10	Exhibit No. 103.....	107
11	Exhibit No. 105.....	80
12	Exhibit No. 106.....	86
13	Exhibit No. 107 (not attached).....	98

**B399**

2 (Pages 2 to 5)

RANDY WYNN

**REDACTED**

3 (Pages 6 to 9)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

525f76f4-c10a-4f1e-9d6d-df12a5a6db0f

**B400**

RANDY WYNN

**REDACTED**

4 (Pages 10 to 13)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

525f76f4-c10a-4f1e-8d6d-df12a5a6db0f

**B401**

RANDY WYNN

**REDACTED**

5 (Pages 14 to 17)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

525f76f4-c10a-4f1e-8d6d-df12a5a6db0f

**B402**

RANDY WYNN

**REDACTED**

10 (Pages 34 to 37)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

**B403**

525f76f4-c10a-4f1a-9d6d-df12a5a6db0f

RANDY WYNN

**REDACTED**

11 (Pages 38 to 41)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

525176f4-c10a-4f1e-9d6d-df12a5a6db0f

**B404**

RANDY WYNN

REDACTED

12 (Pages 42 to 45)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

525f76f4-c10a-4f1a-9d6d-df12a5a6db0f

B405

CONFIDENTIAL

Page 1

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

----- )  
TRUEPOSITION, INC., )  
Plaintiff, )  
v. ) Civil Action  
ANDREW CORPORATION, ) NO. 05-747  
Defendant. )  
----- )

CONFIDENTIAL

Videotaped Deposition of MAZIN FAGIRI

Friday, November 3, 2006

Reston, Virginia

1:40 p.m.

Job No.: 22-90165

Pages: 1 through 132

Reported by: Bess A. Avery, RMR

**B406**

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 www.Legalink.com

69dcbe97-9844-453b-9cb1-2b07dc197156

## CONFIDENTIAL

Page 2		Page 4	
1		1	
2	Videotaped Deposition of MAZIN FAGIRI, held at:	2	CONTENTS
3		3	EXAMINATION OF MAZIN FAGIRI PAGE
4	Sheraton Reston Hotel	4	By Mr. Marcus 6
5	11810 Sunrise Valley Drive	5	By Ms. Kapplin 126
6	Reston, Virginia 20191	6	By Mr. Marcus 126
7	(703) 620-9000	7	EXHIBITS
8		8	(Attached to the transcript.)
9		9	DEPOSITION EXHIBIT NUMBER PAGE
10		10	334 Andrew Production Number ANDEF17736 25
11		11	335 Andrew Production Number ANDEF131287 43
12		12	336 Andrew Production Number ANDEF132771 54
13		13	337 Bates Numbers AND0074220 through 74224 69
14		14	338 Andrew Production Number ANDEF13742 81
15		15	339 Andrew Production Number ANDEF137363 94
16	Pursuant to notice, before Bess A. Avery,	16	340 Andrew Production Number ANDEF127286 96
17	Registered Merit Reporter and Notary Public in and	17	341 Andrew Production Number ANDEF128779 102
18	for the Commonwealth of Virginia at large.	18	342 Printout from STC's web site 110
19		19	343 Printout from STC's web site 114
20		20	
21		21	
22		22	
23		23	
24		24	
25		25	

  

Page 3		Page 5	
1		1	MAZIN FAGIRI
2	APPEARANCES	2	PROCEEDINGS
3	ON BEHALF OF THE PLAINTIFF:	13:24:01 3	THE VIDEOGRAPHER: Here begins Videotape
4	DAVID L. MARCUS, ESQUIRE	13:40:00 4	Number 1 in the deposition Mazin FAGIRI in the
5	WOODCOCK WASHBURN LLP	13:40:04 5	matter of Trueposition, Inc. versus Andrew Corp.
6	One Liberty Place	13:40:07 6	pending in the U.S. District Court for the District
7	46th Floor	13:40:10 7	of Delaware, Case Number 05-747.
8	Philadelphia, Pennsylvania 19103	13:40:14 8	Today's date is November 3rd, 2006. The
9	(215)568-3100	13:40:17 9	time on the video monitor is 1:40 p.m. The video
10		13:40:2110	operator today is Will Freburger. This video
11	ON BEHALF OF THE DEFENDANT:	13:40:2411	deposition is taking place at 11810 Sunrise Valley
12	SHIRA J. KAPPLIN, ESQUIRE	13:40:2912	Drive, Reston, Virginia.
13	KIRKLAND & ELLIS LLP	13:40:3113	Counsel, please, voice identify yourselves
14	200 East Randolph Drive	13:40:3314	and state whom you represent.
15	Chicago, Illinois 60601	13:40:3515	MR. MARCUS: David Marcus of Woodcock
16	(312) 861-2000	13:40:3616	Washburn for Trueposition, Inc.
17		13:40:3717	MS. KAPPLIN: Shira Kapplin of Kirkland
18	ALSO PRESENT: Will Freburger, Videographer	13:40:3718	and Ellis for Andrew Corporation.
19		13:40:4119	THE VIDEOGRAPHER: The court reporter
20		13:40:4220	today is Bess Avery of LegalLink Manhattan.
21		13:40:4421	Would the reporter, please, swear in the
22		13:40:4722	witness.
23		13:40:4723	
24		13:40:4724	*****
25		13:40:4725	

2 (Pages 2 to 5)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
 (800) 325-3376 www.Legalink.com

69dcb997-9844-453b-9cb1-2b07dc197156

B407

CONFIDENTIAL

REDACTED

3 (Pages 6 to 9)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

69dcbe87-8844-453b-9cb1-2b07dc197156

B408

CONFIDENTIAL

**REDACTED**

4 (Pages 10 to 13)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

**B409**

69dcbe97-9844-453b-9cb1-2b07dc197156

CONFIDENTIAL

REDACTED

5 (Pages 14 to 17)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

**B410**

69dcbe97-9844-453b-9cb1-2b07dc197156

CONFIDENTIAL

**REDACTED**

9 (Pages 30 to 33)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

69dcbe97-9644-453b-9cb1-2b07dc187158

**B411**

CONFIDENTIAL

REDACTED

10 (Pages 34 to 37)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

69dcba97-9844-453b-9cb1-2b07dc197156

B412

CONFIDENTIAL

REDACTED

11 (Pages 38 to 41)

LEGALINK, A MERRILL LEGAL SOLUTIONS  
(800) 325-3376 [www.Legalink.com](http://www.Legalink.com)

69dcbe97-9844-453b-9cb1-2b07dc187156

**B413**

**CERTIFICATE OF SERVICE**

I, James D. Heisman, hereby certify that on this 27<sup>th</sup> day of February, 2007, I caused a true and correct copy of the foregoing **APPENDIX B TO BRIEF IN OPPOSITION TO ANDREW'S MOTION FOR SUMMARY JUDGMENT OF INVALIDITY OF CLAIM 22 OF THE '144 PATENT FOR INDEFINITENESS PART 3 B382-B413** to be served upon the following individuals in the manner indicated below:

***Via hand-delivery***

Josy W. Ingersoll, Esq.  
Young Conaway Stargatt & Taylor, LLP  
100 West Street, 17th Floor  
Wilmington, DE 19801  
[jingersoll@ycst.com](mailto:jingersoll@ycst.com)

***Via e-mail***

Patrick D. McPherson, Esq.  
Duane Morris LLP  
1667 K Street, N.W.  
Washington, DC 20006-1608  
[PDMcPherson@duanemorris.com](mailto:PDMcPherson@duanemorris.com)

***Via e-mail***

Rachel Pernic Waldron, Esq.  
Kirkland & Ellis LLP  
200 East Randolph Drive  
Chicago, IL 60601  
[rpernicwaldron@kirkland.com](mailto:rpernicwaldron@kirkland.com)

***/s/ James D. Heisman*** \_\_\_\_\_  
James D. Heisman (# 2746)